TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A "PRIOR" PATENT	Docket Number (Optional)
	NY-WAVIEN 219-US

In re Application of: Kenneth K. Li

Application No.:   10/078,256

Filed: February 20, 2002

For: ILLUMINATION SYSTEM USING FILAMENT LAMPS

The owner*, **WAVIEN, INC.** , of **100** percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of prior patent No.s . **6,227,682 and 6,819,820** as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:
  expires for failure to pay a maintenance fee;
  is held unenforceable;
  is found invalid by a court of competent jurisdiction;
  is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
  has all claims canceled by a reexamination certificate;
  is reissued; or
  is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. _____ **30,946** _____

_____   _____ April 18, 2005 _____
                  Signature   Date

                   Norman D. Hanson
                  Typed or printed name

                                           _____ (212) 318-3168 _____
                                               Telephone Number

☒ Terminal disclaimer fee under 37 CFR 1.20(d) should be charged to Deposit Account No. 50-0624.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) FY 2005 (Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).)	Docket Number (Optional) NY-WAVIEN 219-US
Application Number 10/078,256	Filed February 20, 2002

For   ILLUMINATION SYSTEM USING FILAMENT LAMPS

Art Unit 2875	Examiner S. E. Payne

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

		Fee	Small Entity Fee	
[x]	One month (37 CFR 1.17(a)(1))	$120	$60	$ 120.00
[ ]	Two months (37 CFR 1.17(a)(2))	$450	$225	$
[ ]	Three months (37 CFR 1.17(a)(3))	$1020	$510	$
[ ]	Four months (37 CFR 1.17(a)(4))	$1590	$795	$
[ ]	Five months (37 CFR 1.17(a)(5))	$2160	$1080	$

[ ] Applicant claims small entity status. See 37 CFR 1.27.

[ ] A check in the amount of the fee is enclosed.

[ ] Payment by credit card. Form PTO-2038 is attached.

[x] The Director has already been authorized to charge fees in this application to a Deposit Account.

[x] The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number   50-0624   . I have enclosed a duplicate copy of this sheet.

I am the
[ ] applicant/inventor.

[ ] assignee of record of the entire interest. See 37 CFR 3.71.
     Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

[ ] attorney or agent of record. Registration Number _____

[x] attorney or agent under 37 CFR 1.34.
     Registration number if acting under 37 CFR 1.34   30,946   .

_____   April 18, 2005
          Signature   Date

          Norman D. Hanson   (212) 318-3168
          Typed or printed name   Telephone Number

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

[ ] Total of   1   forms are submitted.

One Month Request for Extension of Time Under 37 CFR 1.136(a)
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. . . on the date shown below.

Dated: April 18, 2005   Signature: _Fani Malihoughis_   (Fani Malihoughis)

03 DRALLS 00000003 50624 10078256
01 FC:2251 120.00 OA

25525467_1.DOC   1

PATENT APPLICATION FEE DETERMINATION RECORD
Effective October 1, 2001

Application or Docket Number: 10078256

CLAIMS AS FILED - PART I

	(Column 1)	(Column 2)	SMALL ENTITY TYPE ☐			OR	OTHER THAN SMALL ENTITY	
				RATE	FEE	OR	RATE	FEE
TOTAL CLAIMS	33			BASIC FEE	370.00	OR	BASIC FEE	740.00
	NUMBER FILED	NUMBER EXTRA						
FOR		13		X$ 9=		OR	X$18=	
TOTAL CHARGEABLE CLAIMS	33 minus 20=			X42=		OR	X84=	
INDEPENDENT CLAIMS	2 minus 3 =			+140=		OR	+280=	
MULTIPLE DEPENDENT CLAIM PRESENT		☐		TOTAL		OR	TOTAL	

* If the difference in column 1 is less than zero, enter "0" in column 2

CLAIMS AS AMENDED - PART II

AMENDMENT A

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
					RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
Total	37	Minus	** 33	= 4	X$ 9=		OR	X$18=	72
Independent	2	Minus	*** 2	=	X42=		OR	X84=	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				☐	+140=		OR	+280=	
					TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	72

AMENDMENT B

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	RATE	ADDITIONAL FEE	OR	RATE	ADDITIONAL FEE
Total	37	Minus	** 37	=	X$ 9=		OR	X$18=	
Independent	2	Minus	*** 3	=	X42=		OR	X84=	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				☐	+140=		OR	+280=	
					TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

AMENDMENT C

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	RATE	ADDITIONAL FEE	OR	RATE	ADDITIONAL FEE
Total	*	Minus	**	=	X$ 9=		OR	X$18=	
Independent	*	Minus	***	=	X42=		OR	X84=	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				☐	+140=		OR	+280=	
					TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

FORM PTO-875 (Rev. 8/01)

☆ U.S. GPO: 2001 482-124 / 59197